

BILL NO. 92-61

92-61

~~AS AMENDED~~

COUNTY COUNCIL
OF
HARFORD COUNTY, MARYLAND

BILL NO. 92-61
(as amended)

Introduced by Council President Wilson at the request of the County Executive
Legislative Day No. 92-19 Date June 16, 1992

AN ~~EMERGENCY~~ ACT to repeal and reenact with amendments section 214-8, Fees, Subsection A of Section 214-10, Expiration and Extension of Permit, of Article I, Sediment Control, and Subsection M, Permit Fee, of Section 214-30, Conformance required; exemption; fees; permits, of Article II, Stormwater Management of Chapter 214, Sediment Control and Stormwater Management of the Harford County Code, as amended, to provide for changes in permit costs.

By the Council, June 16, 1992

Introduced, read first time, ordered posted and public hearing scheduled
on: July 21, 1992
at: 6:45 P.M.

By Order: Doris Poulsen, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on July 21, 1992, and concluded on, July 21, 1992

Doris Poulsen, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

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1 Section 1. Be It Enacted By The County Council of Harford
2 County, Maryland that Section 214-8, Fees, Subsection A of Section
3 214-10, Expiration and Extension of Permits, of Article I, Sediment
4 Control, and Subsection M, Permit Fee of Section 214-30,
5 Conformance required; exemption; fees; permits, of Article II,
6 Stormwater Management, of Chapter 214, Sediment Control and
7 Stormwater Management of the Harford County Code, as amended, be
8 and it is hereby repealed and reenacted with amendments, all to
9 read as follows:

10 Chapter 214. Sediment Control and Stormwater Management.

11 Article I. Sediment Control.

12 Section 214-8. Fees.

13 The Department shall propose legislation establishing permit,
14 agreement and inspection fees and setting nonrefundable fee
15 schedules for filing, additional submissions and permit or
16 agreement extension in an amount not to exceed the reasonable cost
17 of administering and enforcing this Article. [Such fees may be
18 based upon reasonable classification of land-disturbing
19 activities.]

20 Section 214-10. Expiration and extension of permit.

21 A. Every permit issued hereunder shall expire at the end of the
22 period of time set out in the permit. However, no permit
23 period shall exceed twelve (12) months. The permit holder
24 shall fully perform and complete all of the work required to
25 be done within one (1) year after the date of issuance,
26 unless specified otherwise by the Department for good cause
27 shown. If the permit holder shall be unable to complete the

work within the specified time, he shall, within not less than thirty (30) days prior to expiration of the permit, present, in writing, to the Department a request for an extension of time not to exceed six (6) months, setting forth therein the reasons for the requested extension. If, in the discretion of the Director, such an extension is warranted, he may grant additional time for the completion of the work [for an additional fee that shall be one-twelfth (1/12) of the original fee for each month or part of a month that the extension is granted]. Where the Director determines that the extension of time will require a substantial modification of the grading, erosion and sediment control plan, any extension of a permit shall be subject to approval of a revised sediment control plan by the District.

Article II. Stormwater management.

Section 214-30. Conformance required; exemptions; fees; permits.

M. Permit fee. [A nonrefundable permit fee will be collected at the time the stormwater management plan or application for waiver is submitted. The permit fee will provide for the cost of plan review, administration and management of the permitting process and inspection of all projects subject to this Article. A permit fee schedule shall be established by the Department based upon the relative complexity of the project and may be amended from time to time.] AN HOURLY CHARGE SHALL BE APPLIED FOR THE DEPARTMENT OF PUBLIC WORKS STAFF TIME SPENT ON THE TECHNICAL AND

1 ENGINEERING REVIEW OF PLATS, CONCEPT PLANS, PRELIMINARY
2 PLANS, SITE PLANS, AND STORMWATER MANAGEMENT PLANS, FOR
3 REVIEW OF STORMWATER MANAGEMENT COMPUTATIONS ASSOCIATED
4 WITH APPLICATIONS FOR A WAIVER OF STORMWATER MANAGEMENT
5 REQUIREMENTS, FOR INSPECTION OF STORMWATER MANAGEMENT
6 FACILITIES, AND THE TIME SPENT FOR THE ENFORCEMENT OF
7 RULES AND REGULATIONS. AN ADDITIONAL HOURLY CHARGE WILL
8 BE CHARGED FOR ALL HOURS BEYOND FORTY (40) HOURS PER
9 WEEK. CHARGES SHALL BE MADE AT NO LESS THAN FIFTEEN (15)
10 MINUTE INTERVALS. STORMWATER MANAGEMENT PERMITS SHALL BE
11 ISSUED, AS LONG AS ACCOUNTS ARE NOT IN ARREARS FOR THIRTY
12 (30) DAYS.

13 Section 2. And Be It Further Enacted that this Act ~~is hereby~~
14 ~~declared to be an Emergency Act necessary to alleviate additional~~
15 ~~fee requirements which would violate the terms of Council Bill~~
16 ~~Number 92-56 and that this Act shall take effect on 60 days from~~
17 ~~the date it becomes law.~~

18 EFFECTIVE: October 5, 1992

BY THE COUNCIL

BILL NO. 92-61 As Amended

Read the third time.

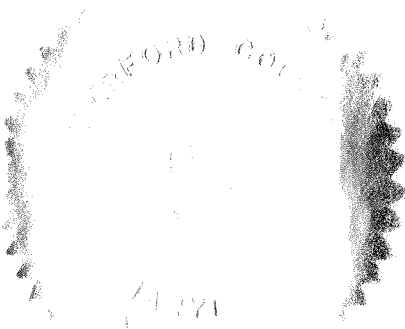
Passed: LSD 92-25 (August 4, 1992)

Failed of Passage: _____

By Order

Doris Poulsen, Secretary

Sealed with the County Seal and presented to the County Executive
for her approval this 5th day of August,
1992 at 3:00 o'clock P.M.



Doris Poulsen, Secretary

BY THE EXECUTIVE

Calvin M. Redman
COUNTY EXECUTIVE

APPROVED:

Date August 6, 1992

BY THE COUNCIL

This Bill, (No. 92-61 As Amended), having been approved by
the County Executive and returned to the Council, becomes law on
August 6, 1992 .

Doris Poulsen, Secretary

EFFECTIVE DATE: October 5, 1992